

**REMARKS**

This Response is filed in response to the Examiner's question raised in the Advisory Action dated December 30, 2008. The Examiner objected to claims 4 and 9 due to claim language. Applicants respectfully bring the Examiner's attention to Figure 3 to which claims 4 and 9 are directed. Figure 3 clearly shows receiving station 100 as an external device to recording center station 200 and that advertisement servers 300 are another external devices to recording center station 200. Thus, Applicants respectfully submit that no new matter has been added to the claims.

Additionally, Applicants respectfully traverse the Examiner's statement that *Kuroda* discloses a request as performed by the television system to issue a recording substitution request to an external device. *Kuroda* merely discloses at column 5, lines 60-65 displaying a dialog box such as shown in Figure 6. The program itself in *Kuroda* does not issue a request to an external device. The program only displays a dialog box. It is then up to the user to do the selection of the local storage device or another storage device. Thus, *Kuroda* does not disclose a means for issuing a recording substitution request to an external device in response to an output by a determined means as claimed in claim 1. *Kuroda* only discloses displaying a dialog box in response to insufficient capacity of a storage device.

Similarly, column 12, lines 20-23 in *Kuroda* merely states that upon direction by a user, a program is either deleted or moved. If the viewer in *Kuroda* does not direct a program be saved, the program will automatically be deleted. The program in *Kuroda* is only moved when directed by a viewer. Thus, *Kuroda* does not disclose a means for issuing a recording substitution request to an external device in response to an output by a determination means determining if it is possible to record a program. *Kuroda* only discloses automatically deleting a program unless a

viewer directs otherwise (*i.e.* moving a file to a storage device upon a viewer issuing a request to record a program).

Thus it now appears that the application is in condition for reconsideration and allowance. Reconsideration and allowance at an early date are respectfully requested.

**CONCLUSION**

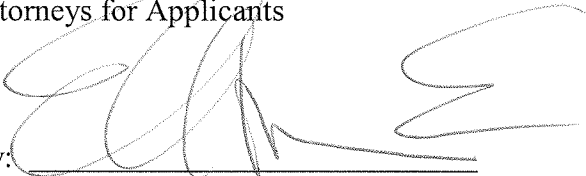
If for any reason the Examiner feels that the application is not now in condition for allowance, the Examiner is requested to contact, by telephone, the Applicants' undersigned attorney at the indicated telephone number to arrange for an interview to expedite the disposition of this case.

In the event that this paper is not timely filed within the currently set shortened statutory period, Applicants respectfully petition for an appropriate extension of time. The fees for such extension of time may be charged to Deposit Account No. 50-0320.

In the event that any additional fees are due with this paper, please charge our Deposit Account No. 50-0320.

Respectfully submitted,

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By: 

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